

No. 9/5/84-6Lab/5884.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Haryana Agro Foods and Processing Plant, Murthal, Sonapat.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT,
ROHTAK

Reference No. 145 of 82

between

SHRI DHARAM SINGH, WORKMAN AND THE MANAGEMENT OF M/S HARYANA
AGRO FOODS AND FRUIT PROCESSING PLANT, MURTHAL, SONEPAT

Present

Shri Bhanu Yadav, A.R., for the workman.

Shri Surinder Kaushal, A.R., for the management.

AWARD

In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, to this Court, between Shri Dharam Singh, workman and the management of M/s. Haryana Agro Foods and Fruit Processing Plant, Murthal, Sonapat, for adjudication,—vide Labour Department Notification No. ID/SPT/37/82/34269, dated 22nd July, 1982 :—

Whether the termination of services of Shri Dharam Singh was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, usual notices were issued to the parties. The parties appeared. After the workman had filed claim statement, the respondent management a reply and before the case could proceed further, the workman settled his claim with the respondent management. His statement has been recorded in that behalf. He has stated that the management has agreed to reinstate him but he has given up his claim regarding back wages. So, I find that the termination of service of the workman was illegal, but since the workman has voluntarily relinquished his claim regarding back wages, the same cannot be awarded to him. However, he shall have benefit of continuity of service. The reference is answered and returned accordingly. There is no order as cost.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

Dated the 10th August 1984

Endorsement No. 145-82/2789, dated the 21st August, 1984

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak.